

# The Link

Quarterly Activity Report  
October-December 2005



<http://labor.ky.gov/workersclaims>

## Division of Information & Research

### Records Branch

#### Coding Section

Manually Added First Reports:

Claims	347
Agreements	135
Medical Fee Disputes	4

EDI Received 8,368

#### Data Entry Section

Mail Received	24, 125
Orders	7, 558
Opinion/Awards	472
Docket Orders	354

#### Open Records

Written Requests	3,675
Walk-In Requests	11
Social Security	16
Pre-Employment	4,951
Fish & Wildlife	8



### Imaging Branch

#### Imaging

Total Sheets Scanned: 396, 986

Equates to:

Total Documents Scanned: 48,605

#### Micrographics

Total File Request for this Branch: 318

Total Sheets Printed from microfilm: 39,230

### Contents

ALJ's, Appeals, General Counsel	Page 2	Ombudsmen	Page 5
Quarterly Statistics	Pages 3/4	Medical Evaluations & Voc Rehab	Page 6
Claims Processing	Page 5	Security & Compliance	Page 7
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## Administrative Law Judges

Benefit Review Conferences	<b>1,372</b>
Formal Hearings	<b>606</b>
Opinions	<b>496</b>
Remands	<b>13</b>

## Office of General Counsel

The Office of General Counsel received:  
**228** citation cases for this quarter

**8** UCP cases

**9** Fraud cases

Fines and penalties collected for this quarter:  
**\$215,979.49**

Appeals Branch

Appeals to the Board:	<b>139</b>
Final dispositions by Board:	<b>75</b>

Opinions rendered by board members:

Stanley	<b>29</b>
Gardner	<b>24</b>
Young	<b>28</b>
<b>Total:</b>	<b>81</b>

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## QUARTERLY ACTIVITY

Lost Time First Reports of Injury	7,634	Dismissals	232
Claims Assigned	1,284	Re-openings (medical)	139
Pre-litigated Agreements	1,033	Re-openings (overruled)	11
Awards	375	Re-openings (sustained)	65
Agreements	825	Re-openings (motion docket)	146

## Distribution by Body Part (Top Ten)

### Claims

Lower Back	250
Multiple Body Parts Including Systems	241
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Knee	83
Lungs	68
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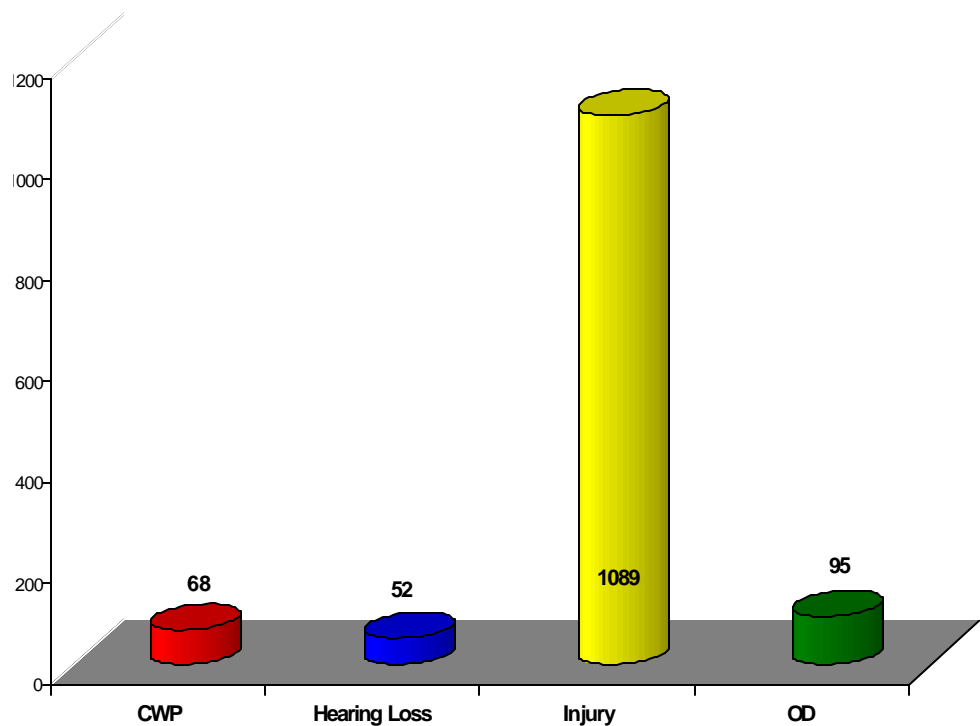


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(First Report of Injury)

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Distribution of Claims by Type



Top 10 Causes of Injury Claims

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Absorption/Ingestion	72
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Distribution by Industry

	Claims	First Reports
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Mining	207	361
Construction	140	747
Manufacturing	286	1,487
Public Utilities & Transportation	108	734
Wholesale Trade	48	304
Retail Trade	157	1,056
Finances, Insurance, and Real Estate	21	126
Services	263	2,179
Public Administration	49	414
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## Division of Claims Processing

### Claims Assignment

New claims	979
New claims to the judges	937
Motion docket cases	155

### Docket Section

Assigned **679** motions to **12** motion dockets

### Case Files Section

Received **435** new motions and assigned a total of **271**.

Total files returned for the period October-December, 2005 was **1,251**.

Cases purged were **1,107**.

### Agreements

First report agreements	1,187
Attorney fee motions	281
Lump sum settlements	257
Approved agreements	1,421
Requests for widow's benefits	31

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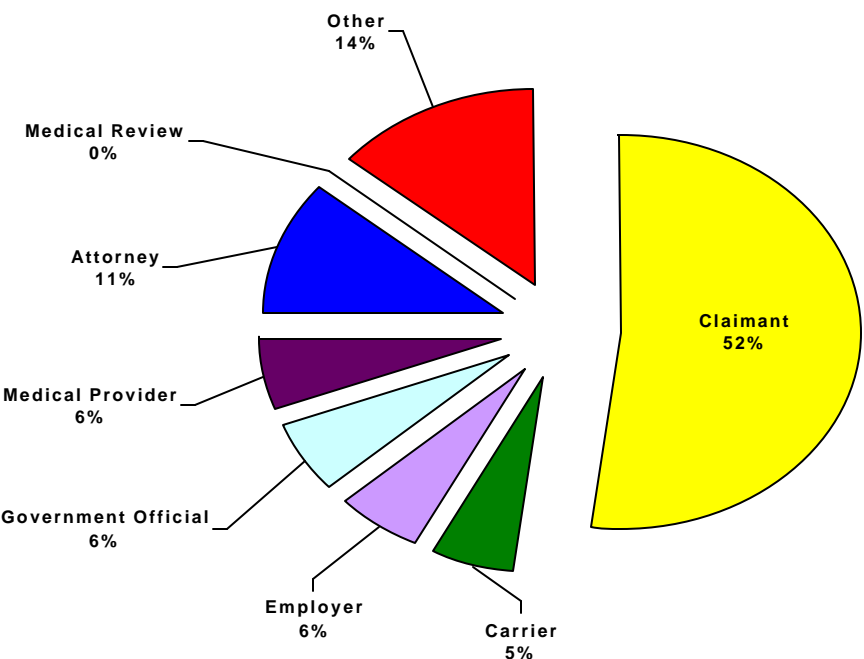
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Mediation Requests:	477
Mediation Completed Successfully:	200

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Claims filed:	6
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Sources of Request for Assistance



# Medical Evaluations

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1<sup>st</sup> b-reader: 27  
2<sup>nd</sup> b-reader: 26  
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Total: 81

University of Kentucky	Oct-05	Nov-05	Dec-05	Quarterly Totals
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Abestosis- 061	0	0	0	0
Black Lung- 062	0	0	0	0
Silicosis- 064	0	0	0	0
Resp./ Disorders- 065	0	0	3	3
Chem/metal pos. 066-067	0	0	0	0
All other OD 071	1	0	1	2
Hearing Loss 072	11	0	8	19
Injury & Dermatitis all- 068	5	0	6	11
TOTAL	17	1	18	35
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Cases referred by ALJ's: 31  
Number of claimants requesting training: 9  
Number of claimants approved for training: 5  
Number of claimants who started training: 3  
Number of claimants who returned to work: 1

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The Self-Insurance Branch reviews the financial strength of individual self-insured employers and determines the surety requirements necessary to cover their outstanding workers' compensation liabilities. Branch auditors utilize independent resources, including business periodicals, regional and national newspapers, and internet business sites to monitor the financial condition of self-insurers.

During this quarter, one company became newly self-insured and three companies left self-insurance, leaving 165 self-insured companies as of 12/31/05. Currently one company is on the watch list.

### Enforcement Branch

#### Statistics

	October	November	December	Totals
Investigations	754	859	382	1,995
NonCompliant Employers	166	188	70	424
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Penalties Collected	\$66,333.33	\$83,692.83	\$120,608.33	\$270,634.49
Form 4's Processed	526	555	494	1,575

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Transactions Processed for this quarter = 38,875

92% Acceptance Rate among all vendors, with KEMI having the greatest acceptance rate of 95%.





## The Technical Support & Design and Development Section

The Technical Support & Design and Development Section respond to all technical, networking and programming needs for the Office of Workers' Claims. Technical Services Section responded to 291 Helpdesk calls for the quarter. In addition to responding to all helpdesk issues, Technical Support was responsible for:

### Technical Support

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- .. MS Security Patches – 230 workstations and 17 Servers.
- .. Critical updates — 25 machines and 17 servers.
- .. User templates updated with Script — 187 machines.
- .. Travel – 8 field offices to move network, troubleshoot network and equipment, test phones, to move an attorney, replace servers and computers, and to set up DSL and test network.
- .. COT – VoIP issues-; DSL issue; KIH2/VPN issues.
- .. Blackberries — upgraded 7 Blackberries to new 4.0 version of software.
- .. Ghost - 16 machines; 4 laptops.
- .. Printer – 4 setup.
- .. Move – 1 user workstation; 3 field offices.
- .. Meetings – 1 FileNet with Labor; 1 IT Steering; 1 Nortel; 2 VoIP with Libraries & Archives; 3 on microfilm conversion.
- .. Backups – Reload of software on 2 servers; TSM issues; restored files 1 time; batch file to log backup errors 1 time; removed old Pikeville server from backup schedule.
- .. Software Loads – 5 users; 1 server; 1 MARS; 2 Tablet PCs; 1 Register; 2 Dragon Speaker.
- .. EDI – None.
- .. Ids – 7 new user accounts; profiles; deletes/move directories.
- .. KY Phone Directory – None.
- .. UPS – troubleshoot machines; worked on UPS in all Field Offices and Central Office.
- .. Research – microfilm conversion issues and microfilm equipment; new KIH2; 2003 Print Server issues; 2003 WEB Server issues; VoIP; Nortel Equipment.
- .. Maintenance – 2005/2006 OWC.
- .. Machines – 2 swap.
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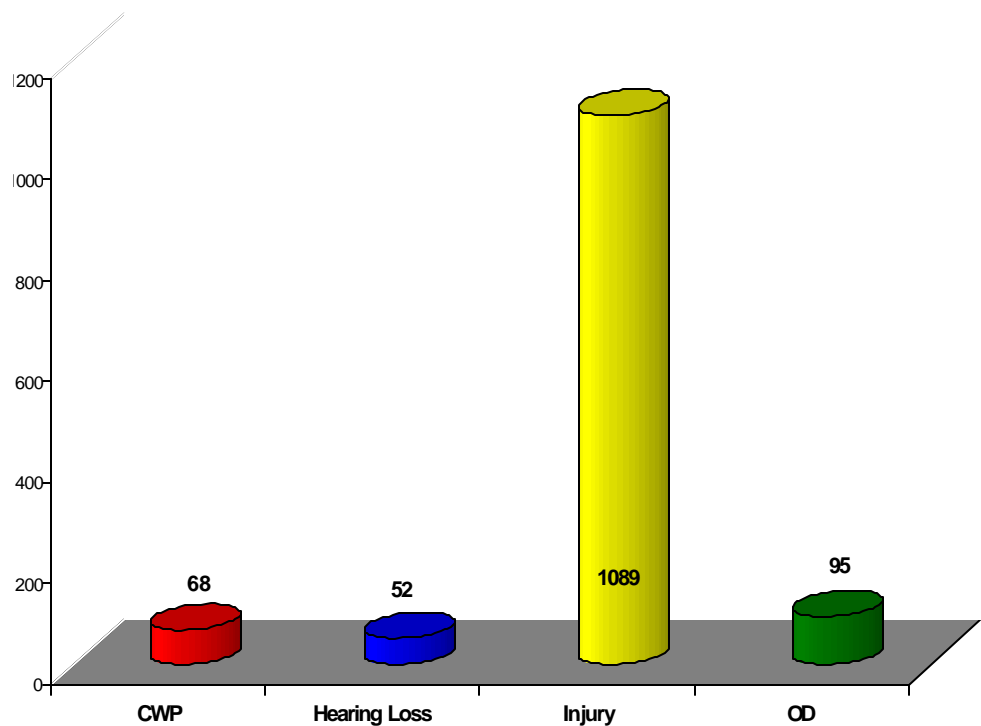


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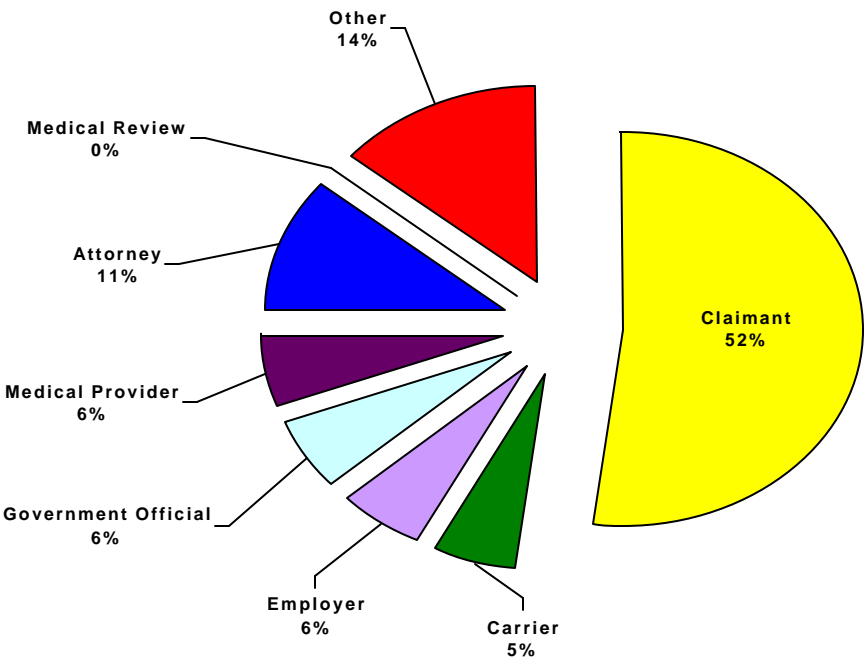
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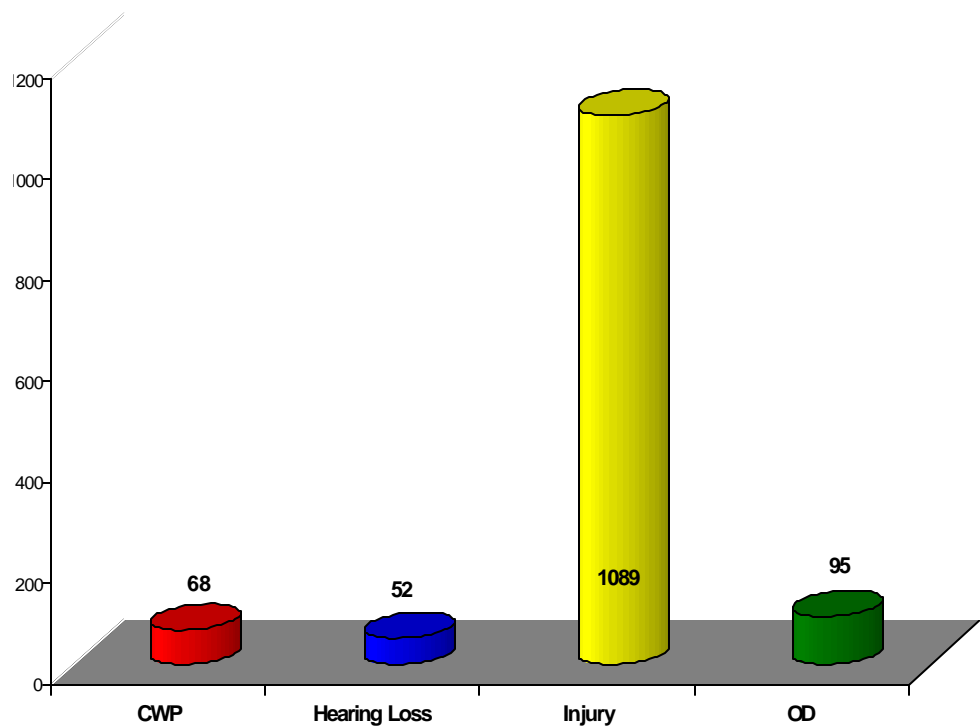
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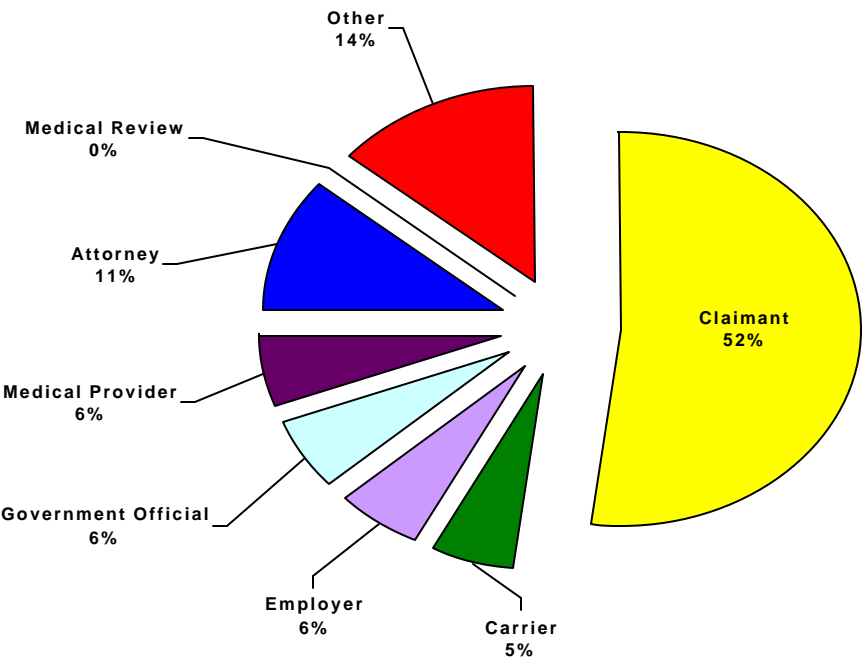
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#### Imaging

Total Sheets Scanned: 396, 986

Equates to:

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Total File Request for this Branch: 318

Total Sheets Printed from microfilm: 39,230

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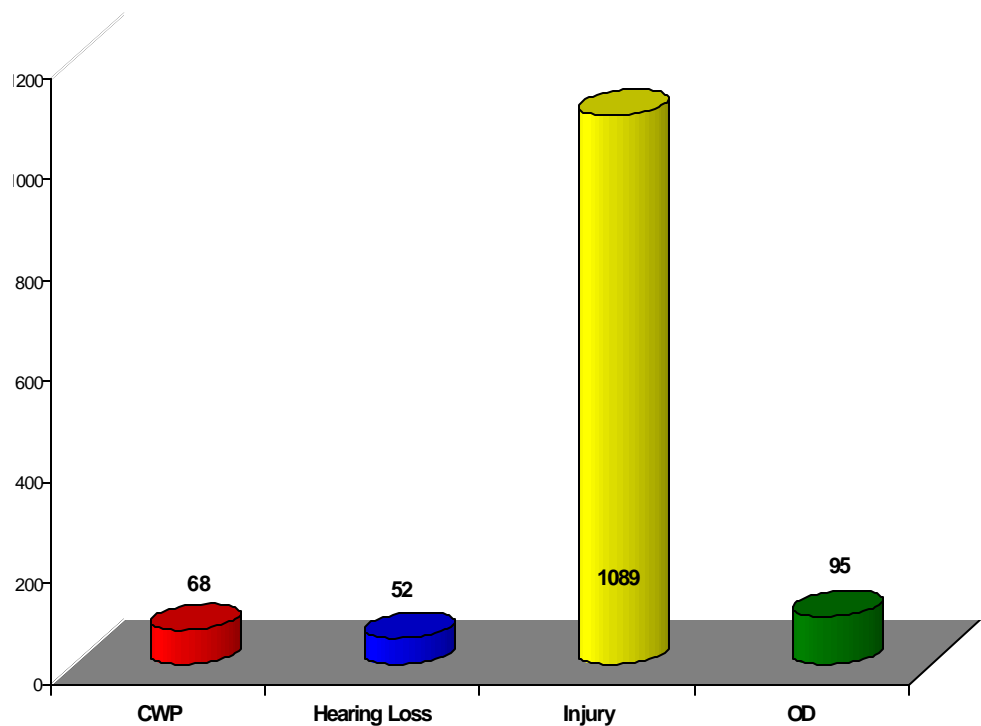


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Assigned **679** motions to **12** motion dockets

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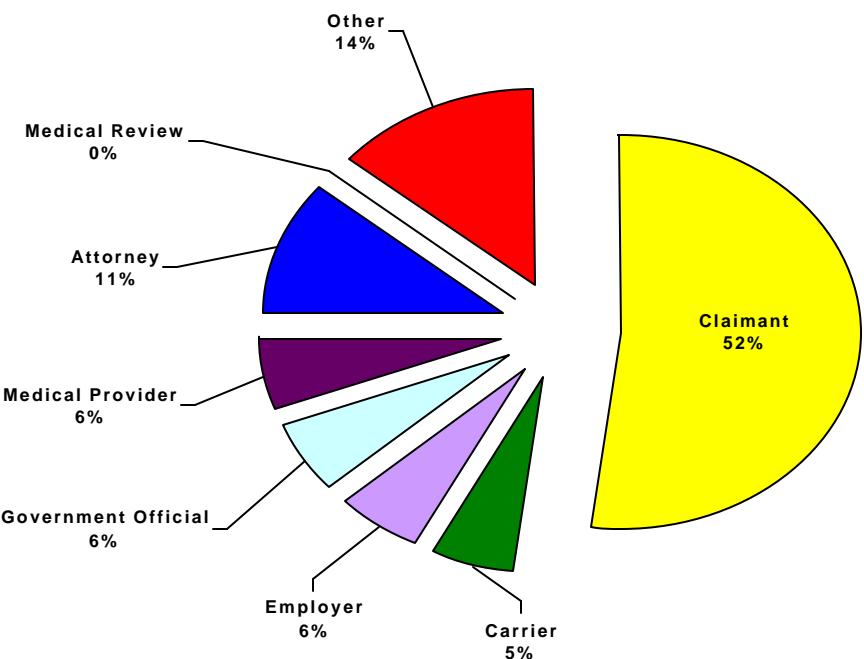
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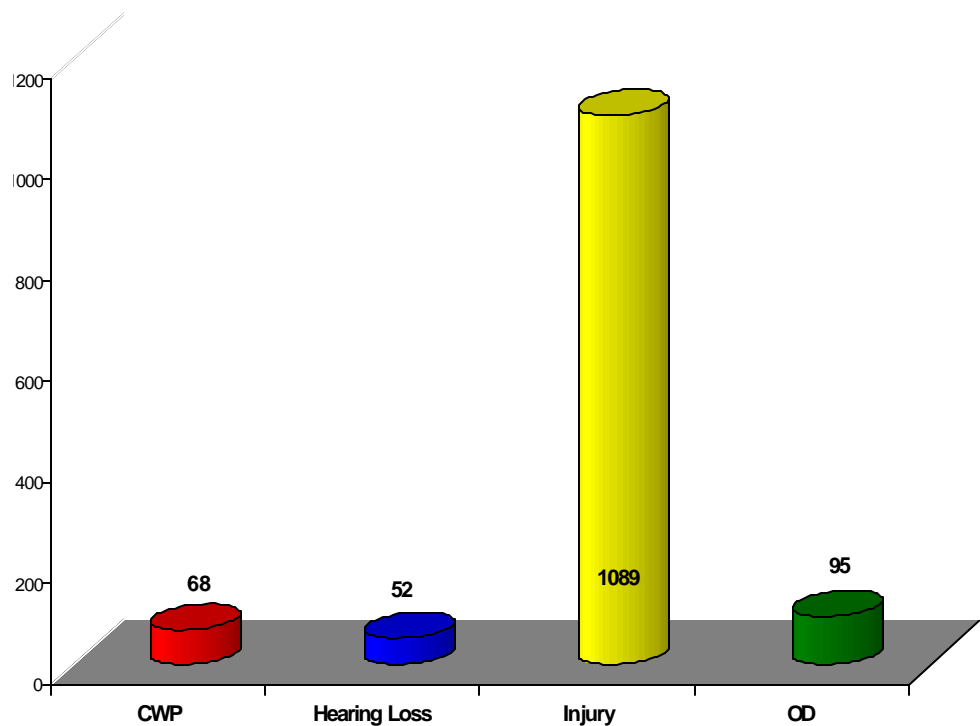


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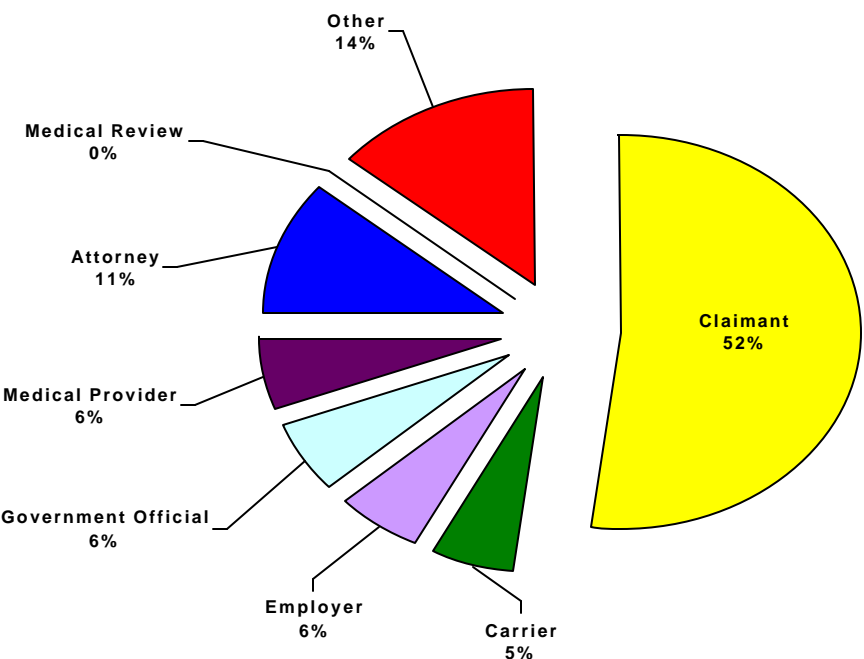
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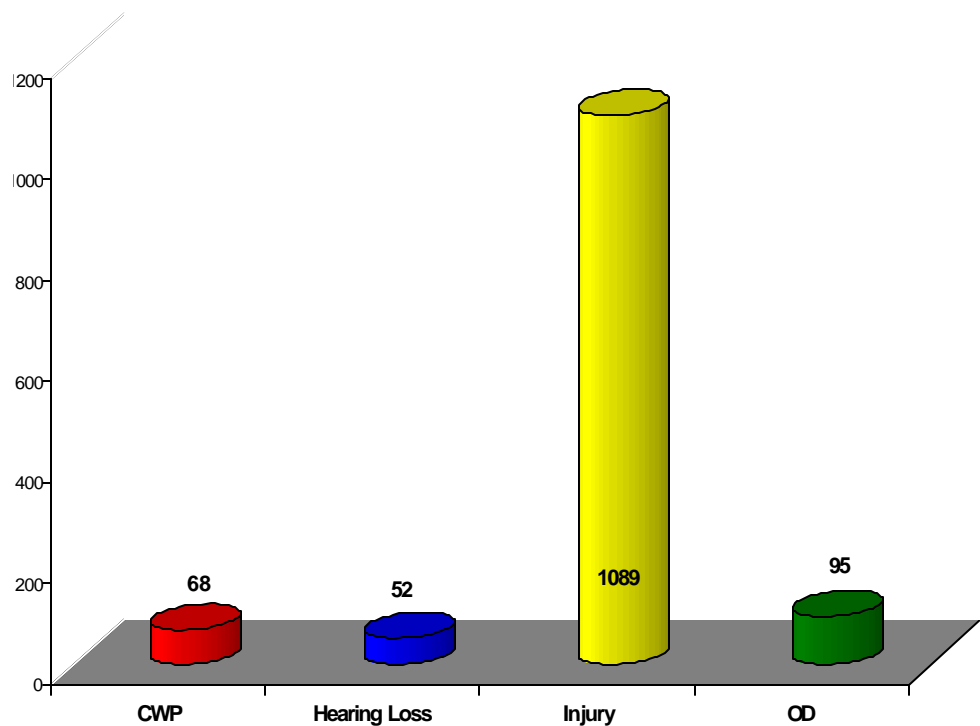


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Assigned **679** motions to **12** motion dockets

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Total files returned for the period October-December, 2005 was **1,251**.

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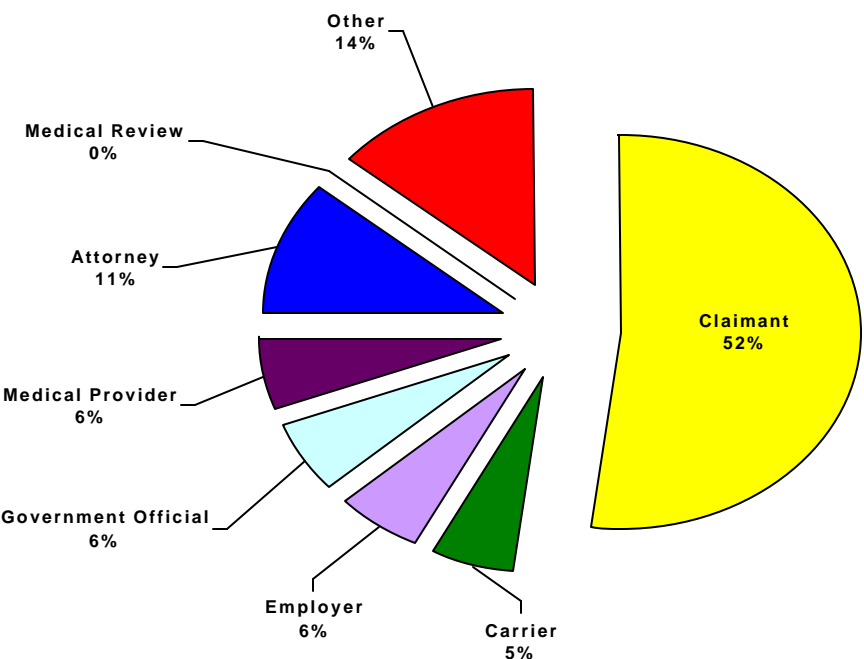
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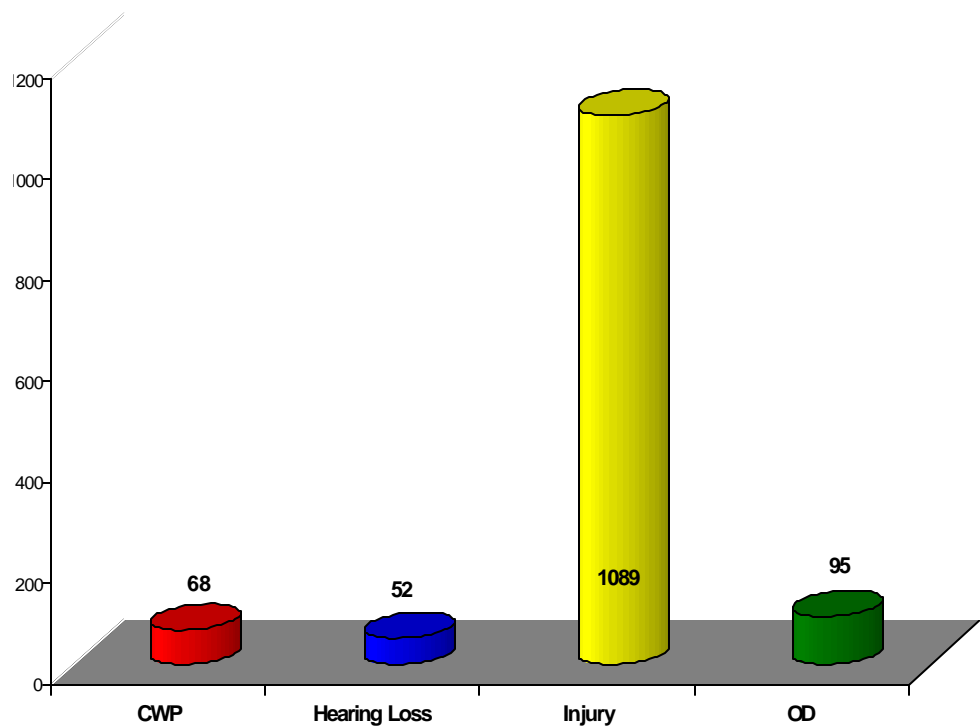
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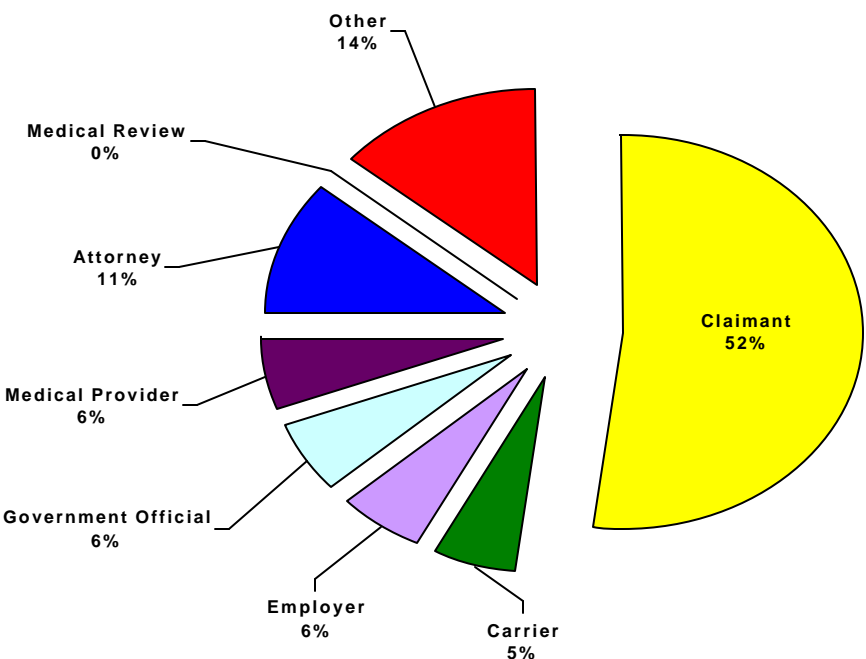
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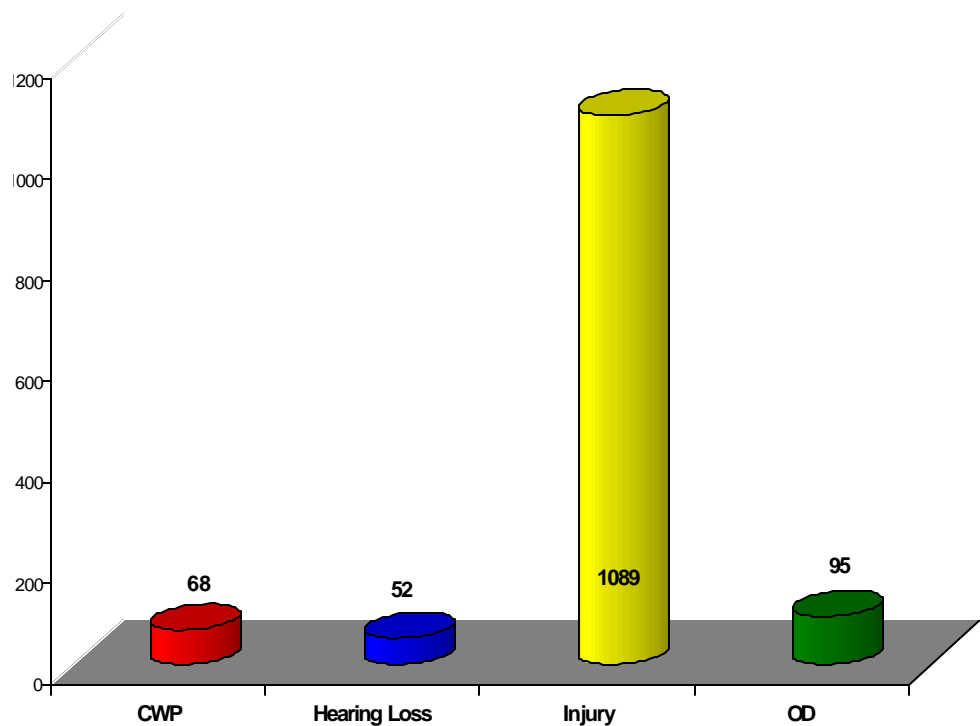


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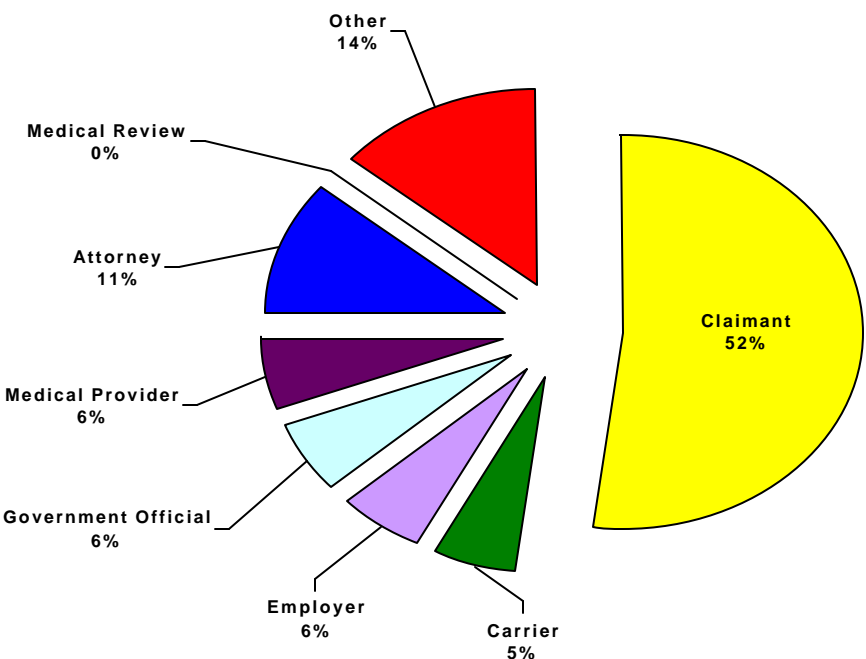
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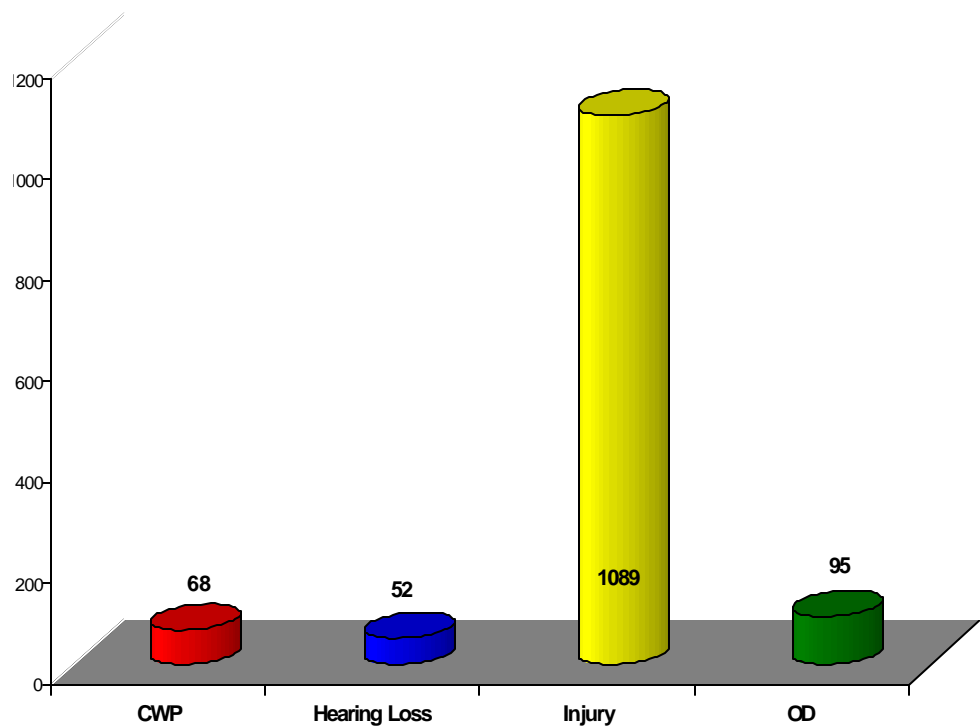


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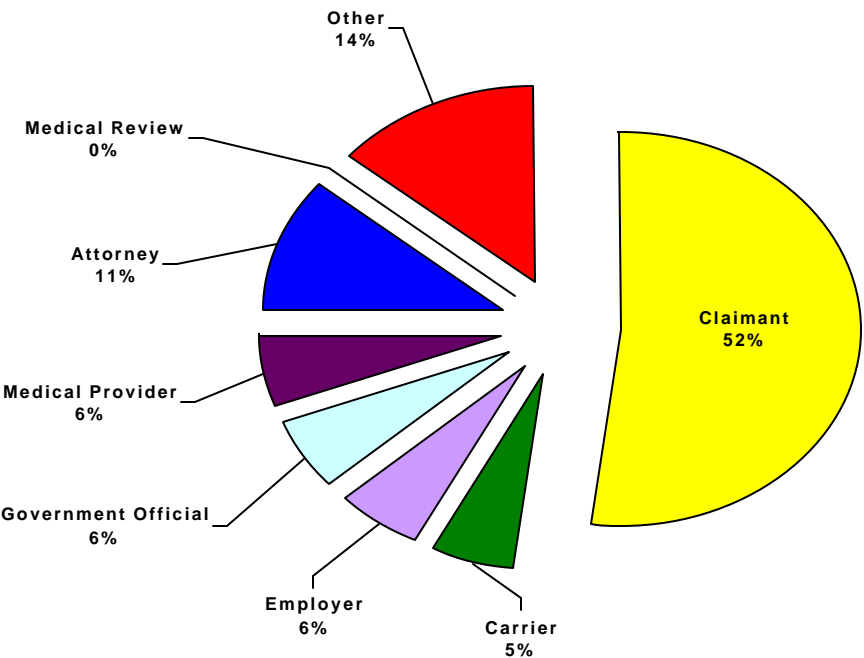
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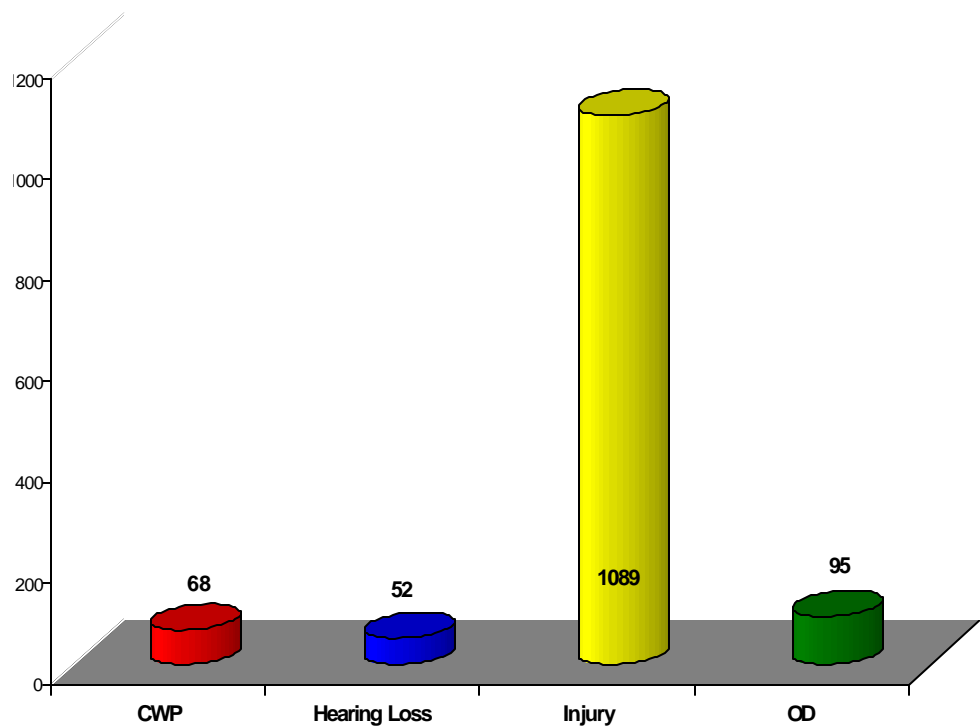
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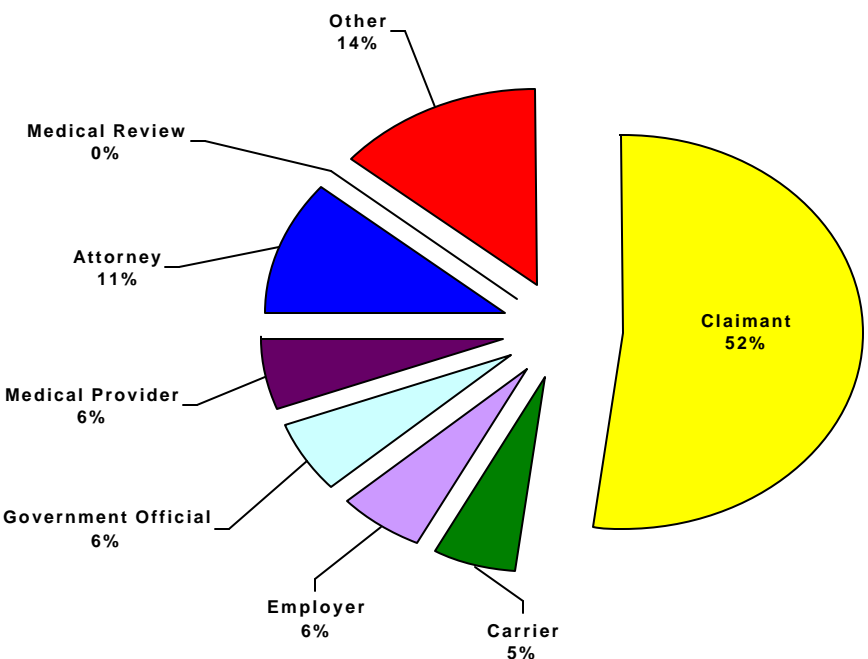
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EDI Received 8,368

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Social Security	16
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#### Imaging

Total Sheets Scanned: 396, 986

Equates to:

Total Documents Scanned: 48,605

#### Micrographics

Total File Request for this Branch: 318

Total Sheets Printed from microfilm: 39,230

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Benefit Review Conferences	<b>1,372</b>
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Opinions	<b>496</b>
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**8** UCP cases

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Appeals to the Board:	<b>139</b>
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Opinions rendered by board members:

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### Claims

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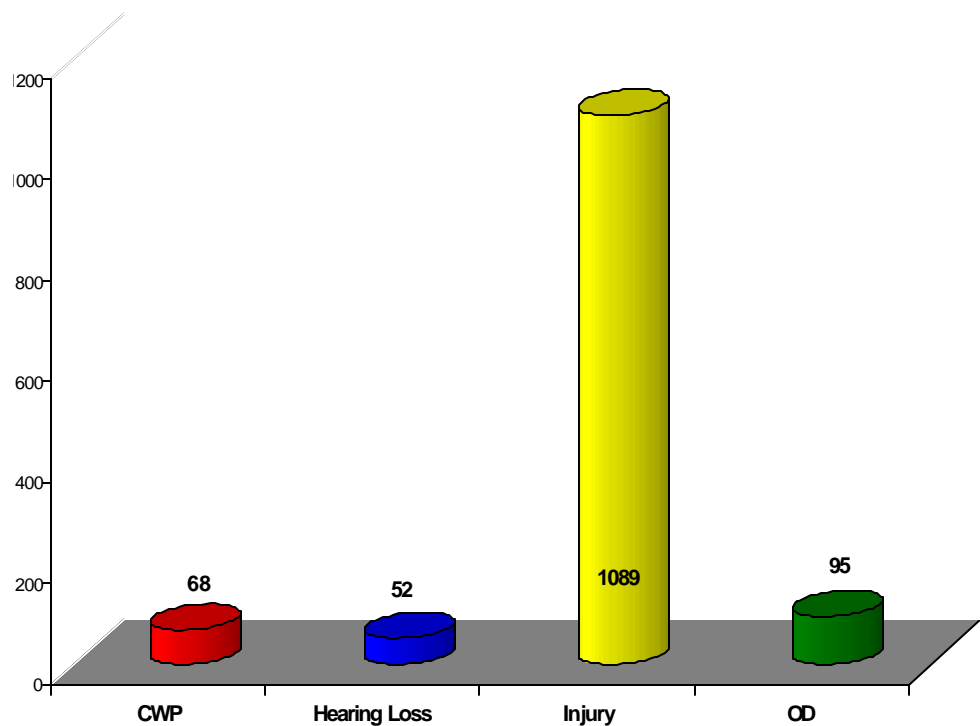


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Top 10 Causes of Injury Claims

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	Claims	First Reports
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New claims	979
New claims to the judges	937
Motion docket cases	155

### Docket Section

Assigned **679** motions to **12** motion dockets

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Received **435** new motions and assigned a total of **271**.

Total files returned for the period October-December, 2005 was **1,251**.

Cases purged were **1,107**.

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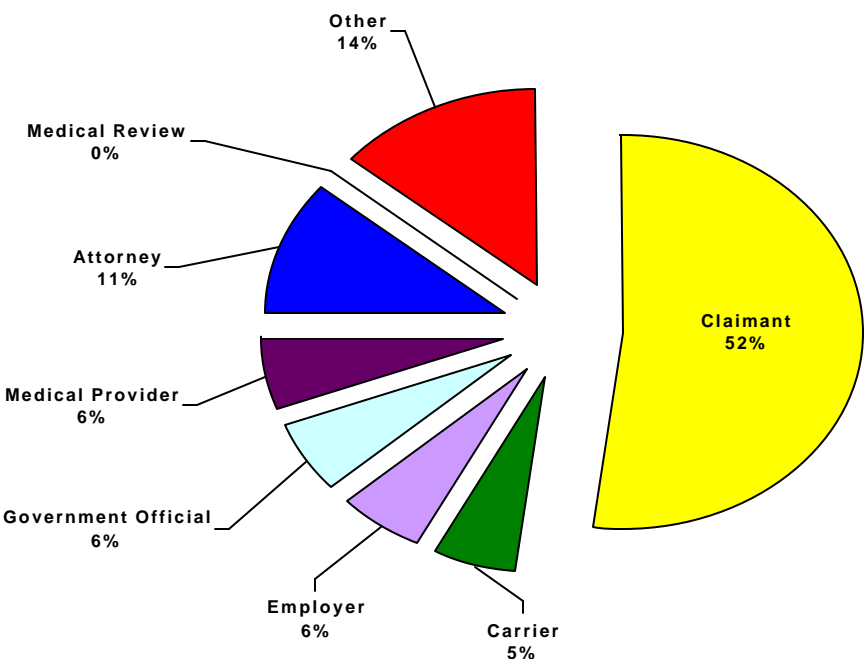
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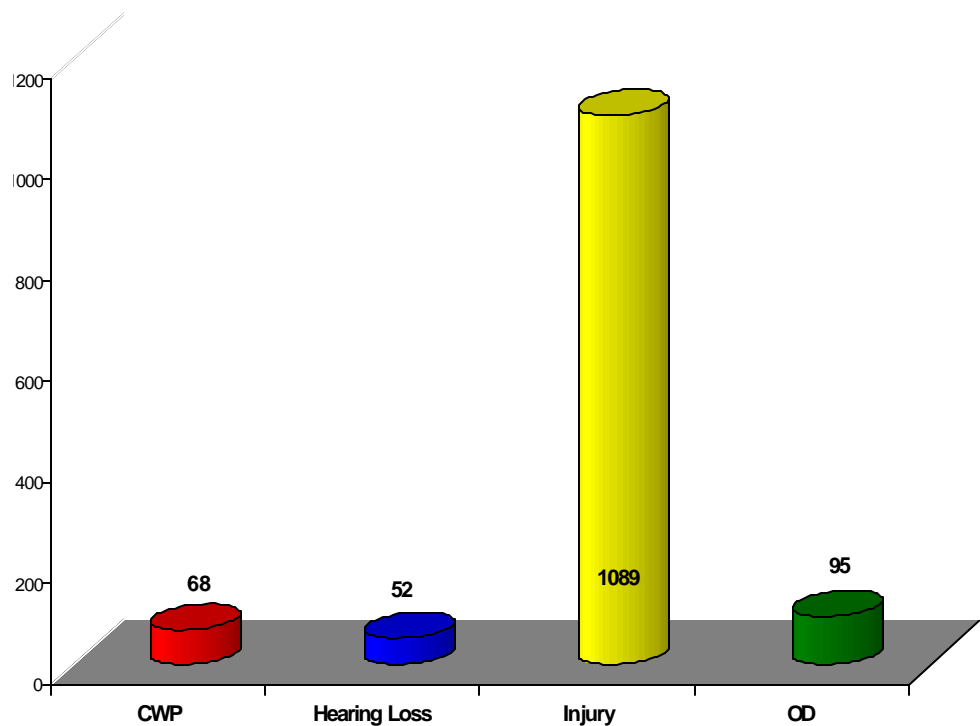


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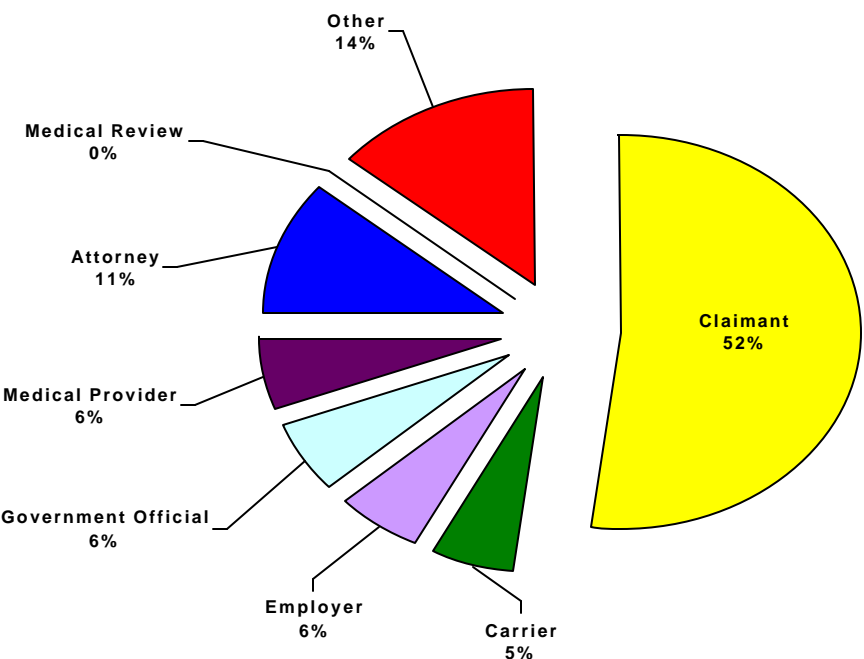
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# The Link

Quarterly Activity Report  
October-December 2005



<http://labor.ky.gov/workersclaims>

## Division of Information & Research

### Records Branch

#### Coding Section

Manually Added First Reports:

Claims	347
Agreements	135
Medical Fee Disputes	4

EDI Received 8,368

#### Data Entry Section

Mail Received	24, 125
Orders	7, 558
Opinion/Awards	472
Docket Orders	354

#### Open Records

Written Requests	3,675
Walk-In Requests	11
Social Security	16
Pre-Employment	4,951
Fish & Wildlife	8



### Imaging Branch

#### Imaging

Total Sheets Scanned: 396, 986

Equates to:

Total Documents Scanned: 48,605

#### Micrographics

Total File Request for this Branch: 318

Total Sheets Printed from microfilm: 39,230

### Contents

ALJ's, Appeals, General Counsel	Page 2	Ombudsmen	Page 5
Quarterly Statistics	Pages 3/4	Medical Evaluations & Voc Rehab	Page 6
Claims Processing	Page 5	Security & Compliance	Page 7
		Tech Support	Page 8

## Administrative Law Judges

Benefit Review Conferences	<b>1,372</b>
Formal Hearings	<b>606</b>
Opinions	<b>496</b>
Remands	<b>13</b>

## Office of General Counsel

The Office of General Counsel received:  
**228** citation cases for this quarter

**8** UCP cases

**9** Fraud cases

Fines and penalties collected for this quarter:  
**\$215,979.49**

Appeals Branch

Appeals to the Board:	<b>139</b>
Final dispositions by Board:	<b>75</b>

Opinions rendered by board members:

Stanley	<b>29</b>
Gardner	<b>24</b>
Young	<b>28</b>
<b>Total:</b>	<b>81</b>

Appeals to Court of Appeals:	<b>27</b>
Records sent to court:	<b>17</b>
Court orders final disposition:	<b>0</b>
Court of Appeals opinions:	<b>28</b>
Appeals to Supreme Court:	<b>18</b>
Court orders final disposition:	<b>3</b>
Supreme Court opinions:	<b>10</b>



## QUARTERLY ACTIVITY

Lost Time First Reports of Injury	7,634	Dismissals	232
Claims Assigned	1,284	Re-openings (medical)	139
Pre-litigated Agreements	1,033	Re-openings (overruled)	11
Awards	375	Re-openings (sustained)	65
Agreements	825	Re-openings (motion docket)	146

## Distribution by Body Part (Top Ten)

### Claims

Lower Back	250
Multiple Body Parts Including Systems	241
Shoulder	86
Knee	83
Lungs	68
Wrist	64
Disc	57
Ears	52
Multiple Upper Extremities	40
Fingers	31

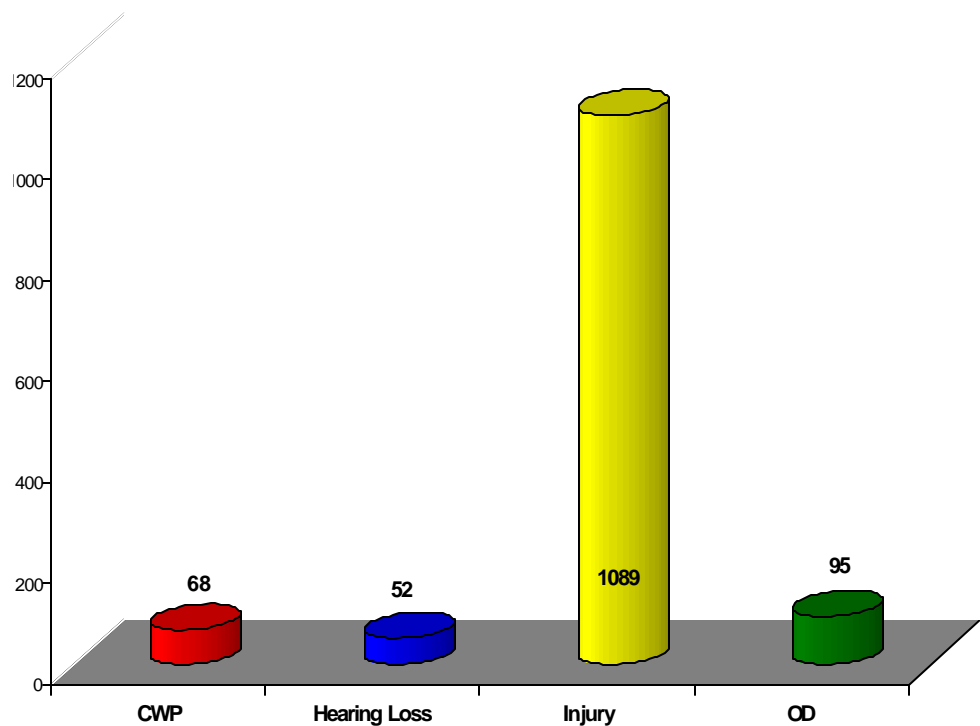


### FROIS

(First Report of Injury)

Lower Back	1,268
Multiple Body Parts Including Systems	848
Knee	622
Shoulders	517
Fingers	473
Ankle	340
Wrist	329
Hand	299
Foot	239
Abdomen Including Groin	235

Distribution of Claims by Type



Top 10 Causes of Injury Claims

Fall or Slip	259
Lifting	218
Repetitive Motion	120
Motor Vehicle	119
Strain or Injured By	108
Absorption/Ingestion	72
Pushing/Pulling	61
Falling or Flying Object	57
Continual Noise	52
Other Injury (NOC)	29

Distribution by Industry

	Claims	First Reports
Agriculture, Forestry, Fishing	11	184
Mining	207	361
Construction	140	747
Manufacturing	286	1,487
Public Utilities & Transportation	108	734
Wholesale Trade	48	304
Retail Trade	157	1,056
Finances, Insurance, and Real Estate	21	126
Services	263	2,179
Public Administration	49	414
Unclassified	14	



## Division of Claims Processing

### Claims Assignment

New claims	979
New claims to the judges	937
Motion docket cases	155

### Docket Section

Assigned **679** motions to **12** motion dockets

### Case Files Section

Received **435** new motions and assigned a total of **271**.

Total files returned for the period October-December, 2005 was **1,251**.

Cases purged were **1,107**.

### Agreements

First report agreements	1,187
Attorney fee motions	281
Lump sum settlements	257
Approved agreements	1,421
Requests for widow's benefits	31

## Division of Ombudsmen and Workers' Compensation Specialists Services

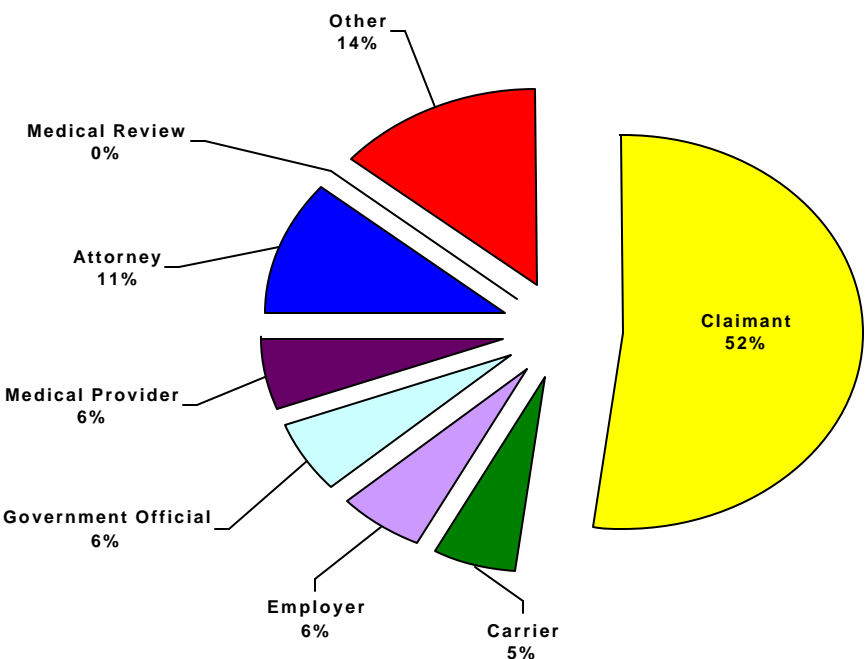
### Mediation

Mediation Requests:	477
Mediation Completed Successfully:	200

### Claims

Claims filed:	6
Number of other forms assistance:	11

Sources of Request for Assistance





# Medical Evaluations

The number of shipments to B-reader’s for HB 348 during the 2nd quarter of 2005:

1<sup>st</sup> b-reader: 27  
2<sup>nd</sup> b-reader: 26  
3<sup>rd</sup> b-reader: 28  
Total: 81

University of Kentucky	Oct-05	Nov-05	Dec-05	Quarterly Totals
Dust Disease- 060	0	0	0	0
Abestosis- 061	0	0	0	0
Black Lung- 062	0	0	0	0
Silicosis- 064	0	0	0	0
Resp./ Disorders- 065	0	0	3	3
Chem/metal pos. 066-067	0	0	0	0
All other OD 071	1	0	1	2
Hearing Loss 072	11	0	8	19
Injury & Dermatitis all- 068	5	0	6	11
TOTAL	17	1	18	35
University of Louisville	Oct-05	Nov-05	Dec-05	Quarterly Totals
Dust Disease- 060	0	0	0	0
Abestosis- 061	0	0	0	0
Black Lung- 062	0	0	0	0
Silicosis- 064	0	0	0	0
Resp./ Disorders- 065	0	0	0	0
Chem/metal pos. 066-067	0	0	0	0
All other OD 071	0	0	0	0
Hearing Loss 072	7	7	7	21
Injury & Dermatitis all- 068	2	1	3	6
TOTAL	9	8	10	27

# Vocational Rehabilitation

Cases referred by ALJ's: 31  
Number of claimants requesting training: 9  
Number of claimants approved for training: 5  
Number of claimants who started training: 3  
Number of claimants who returned to work: 1

## Division of Security & Compliance

### Self Insurance Branch

The Self-Insurance Branch reviews the financial strength of individual self-insured employers and determines the surety requirements necessary to cover their outstanding workers' compensation liabilities. Branch auditors utilize independent resources, including business periodicals, regional and national newspapers, and internet business sites to monitor the financial condition of self-insurers.

During this quarter, one company became newly self-insured and three companies left self-insurance, leaving 165 self-insured companies as of 12/31/05. Currently one company is on the watch list.

### Enforcement Branch

#### Statistics

	October	November	December	Totals
Investigations	754	859	382	1,995
NonCompliant Employers	166	188	70	424
Citations Issued	87	104	0	191
Penalties Collected	\$66,333.33	\$83,692.83	\$120,608.33	\$270,634.49
Form 4's Processed	526	555	494	1,575

### Coverage Branch

Transactions Processed for this quarter = 38,875

92% Acceptance Rate among all vendors, with KEMI having the greatest acceptance rate of 95%.



## The Technical Support & Design and Development Section

The Technical Support & Design and Development Section respond to all technical, networking and programming needs for the Office of Workers' Claims. Technical Services Section responded to 291 Helpdesk calls for the quarter. In addition to responding to all helpdesk issues, Technical Support was responsible for:

### Technical Support

- .. Virus Software - Random check of virus software on 17 servers; Table PC virus errors.
- .. MS Security Patches – 230 workstations and 17 Servers.
- .. Critical updates — 25 machines and 17 servers.
- .. User templates updated with Script — 187 machines.
- .. Travel – 8 field offices to move network, troubleshoot network and equipment, test phones, to move an attorney, replace servers and computers, and to set up DSL and test network.
- .. COT – VoIP issues-; DSL issue; KIH2/VPN issues.
- .. Blackberries — upgraded 7 Blackberries to new 4.0 version of software.
- .. Ghost - 16 machines; 4 laptops.
- .. Printer – 4 setup.
- .. Move – 1 user workstation; 3 field offices.
- .. Meetings – 1 FileNet with Labor; 1 IT Steering; 1 Nortel; 2 VoIP with Libraries & Archives; 3 on microfilm conversion.
- .. Backups – Reload of software on 2 servers; TSM issues; restored files 1 time; batch file to log backup errors 1 time; removed old Pikeville server from backup schedule.
- .. Software Loads – 5 users; 1 server; 1 MARS; 2 Tablet PCs; 1 Register; 2 Dragon Speaker.
- .. EDI – None.
- .. Ids – 7 new user accounts; profiles; deletes/move directories.
- .. KY Phone Directory – None.
- .. UPS – troubleshoot machines; worked on UPS in all Field Offices and Central Office.
- .. Research – microfilm conversion issues and microfilm equipment; new KIH2; 2003 Print Server issues; 2003 WEB Server issues; VoIP; Nortel Equipment.
- .. Maintenance – 2005/2006 OWC.
- .. Machines – 2 swap.
- .. Service calls –
  - 4 Printers
  - 2 Machines
- .. Scanners – scanner maintenance.
- .. Document scans – Various Sections.
- .. Dialup – 4 dialup users on KIH2; worked with COT and Cabinet on old KIH/VPN issues.
- .. New Machines – 1 Laptop; 7 New Machines; transferred 8 Pikeville profiles to new machines.
- .. Images – 1 laptop; new machines.
- .. Laptop – 4 machines; docking stations.
- .. AV setup – 1 meeting.
- .. Training Room – 1 Training Session.
- .. Telephone – Changed 2 extensions.
- .. WEB – None.
- .. CICS – None.

- Servers – 2 2003 servers; 2 reboots; 1 reboot of network.
- User Issues – Profiles for all judges; 8 profiles for Pikeville Field Office; 1 MARS; profile for receptionist.
- Email – Migration of 2 users.
- Cleanup – machines to be removed from domain; cleared area for surplus equipment; assembled/inventoried new Bay equipment; logged new IPs for Pineville; rearranged rack in line room to accommodate new equipment; disassembled Nortel equipment and sent it back to Nortel.
- Application – Evaluations.
- Surplus – worked on surplus of all old equipment.
- Scripts – modified 1 logon script for Pikeville users; modified 1 script to remove server from TSM backup logs.
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